

PROCEEDINGS/MINUTES OF CITY COUNCIL

September 16, 2015

Council convened at 2:02 p.m., Mayor John Cranley Presiding. Present were Councilmembers Flynn, Mann (In @ 2:04 p.m.), Murray, Seelbach, Simpson, Sittenfeld, Smitherman, Winburn and Young.

Also in attendance were City Manager Harry Black, City Solicitor Paula Boggs Muething and Clerk of Council Melissa Autry.

Council observed a moment of silent prayer and recited the Pledge of Allegiance to the Flag.

There being no objection, Minutes of the previous session of Council were ordered Filed.

Items on the Council Calendar and items presented By-Leave were disposed of as follows:

MR. YOUNG
MR. WINBURN
MS. SIMPSON
MR. SEELBACH
MR. SITTENFELD

Item #: 201501275

MOTION, dated 8/13/2015, submitted by Councilmembers Young, Winburn, Simpson,

Seelbach and Sittenfeld, WE MOVE that the Cincinnati City Council direct the

City Manager to execute the following relative to the Cincinnati Initiative to

Reduce Violence (CIRV): 1. Terminate University of Cincinnati CIRV contract and

use funds to support and hire CIRV Community Outreach Advocates with view toward helping to reduce crime and violence triggered by teens 17 and under.

The \$105,267 allocated for the UC contract should be reallocated to the Cincinnati Human Relations Commission for FY2016. (Dr. Robin Engel is no longer

serving as Principal Investigator of CIRV thus creating this funding opportunity). 2. Terminate the contract with the former executive director of

CIRV and reallocate said funds of approximately \$70,000 to the CHRC Community

Outreach Advocates. (Greg Baker is no longer serving as Executive Director of

CIRV thus creating this funding opportunity). 3. Retain the Community Police

Partnering Center funding creating greater cooperation and collaboration with

CHRC, Cincinnati Police Department and the community. 4. Encourage CHRC to have greater police-community relations. 5. The Office of Performance and Data analytics should be required to provide CHRC with all appropriate crime statistics and analytical data. The office will absorb the responsibility previously performed by UC. 6. CHRC Community Police Partnering Center and Cincinnati Police Department to create a greater alliance with the Hamilton County Office Reentry. 7. CHRC to work with the Hamilton County Office of Reentry in developing an ongoing, comprehensive in-service training program for CIRV community outreach advocates. (STATEMENT ATTACHED)

Status/Recommendations:

LAW & PUBLIC SAFETY COMMITTEE

CITY MANAGER

Item #: 201501231

ORDINANCE submitted by Harry Black, City Manager, on 9/10/2015, approving a major amendment to the concept plan and development program statement governing Planned Development No. 64 - Phase 2B to add three office buildings, an additional parking garage, and a 120-room hotel.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201501232

ORDINANCE submitted by Harry Black, City Manager, on 9/10/2015, approving a major amendment to the concept plan and development program statement governing Planned Development No. 55 to permit the construction of a 525-space parking garage with street-level retail and 131 apartments above street-level.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201501265

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/14/2015,

authorizing the City Manager to apply for, accept and appropriate a grant up to the amount of \$24,976 from the United States Department of Homeland Security's Federal Emergency Management Agency's FY 2014 Assistance to Firefighters Grant Program, CFDA Number 97.044 to provide funding to revive a Fire Safety Campaign, which would supply 1,700 smoke alarms and fire safety education to children in 58 Cincinnati Public schools.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201501267

ORDINANCE submitted by Harry Black, City Manager, on 9/16/2015, authorizing the City Manager to apply for a grant in an amount of up to \$275,000.00 from the Council on Aging of Southwestern Ohio to provide funding to the Cincinnati Recreation Commission to enhance its programming for senior citizens, including congregate meals and support for senior recreation programs.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201501268

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/16/2015, authorizing the City Manager to accept and appropriate a monetary donation from Boys Hope Girls Hope of Greater Cincinnati in a maximum amount of \$10,800.00 for the purpose of providing funding for the H3 Cincy program this fall.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201501269

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/16/2015, authorizing the implementation of the August 2015 to August 2018 labor management agreement between the City of Cincinnati and the Greater Cincinnati Building and Construction Trades Council (hereinafter "Building Trades"); and,

further authorizing the City Manager to execute the terms of the new labor management agreement, which is reflected in the tentative agreement attached hereto.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201501266

RESOLUTION submitted by Harry Black, City Manager, on 9/16/2015, supporting the application of Crosley Renaissance, LLC, an affiliate of Core Redevelopment, LLC, in its efforts to obtain Ohio State Historic Preservation Tax Credits for the redevelopment of the Crosley Building, located at 1333 Arlington Avenue in Cincinnati's Camp Washington neighborhood of Cincinnati, into multifamily apartments.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

CLERK OF COUNCIL

Item #: 201501281

NOTICE, dated 9/9/2015 submitted by the Clerk of Council, Cincinnati City Council has cancelled the session scheduled for Thursday, September 10, 2015.

Status/Recommendations:

FILE

*** FILED

Item #: 201501276

REGISTRATION, submitted by the Clerk of Council from Legislative Agent Charles H. Gerhardt, III, Consultant, President, 700 Walnut Street, Suite 450, Cincinnati, Ohio 45202. (Cincinnati Museum Center)

Status/Recommendations:

FILE

*** FILED

Item #: 201501277

REGISTRATION, submitted by the Clerk of Council from Legislative Agent James T. Benedict, Consultant, Vice President, Government Strategies Group, LLC, 700 Walnut Street, Suite 450, Cincinnati, Ohio 45202. (Cincinnati Museum Center)

Status/Recommendations:

FILE

*** FILED

Item #: 201501278

REGISTRATION, submitted by the Clerk of Council from Legislative Agent Anne C. Sesler, Consultant, 700 Walnut Street, Suite 450, Cincinnati, Ohio 45202. (Cincinnati Museum Center)

Status/Recommendations:

FILE

*** FILED

Item #: 201501279

REGISTRATION, submitted by the Clerk of Council from Legislative Agent Charles H. Gerhardt, III, Consultant, President, 700 Walnut Street, Suite 450, Cincinnati, Ohio 45202. (Duke Energy Corporation)

Status/Recommendations:

FILE

*** FILED

Item #: 201501280

REGISTRATION, submitted by the Clerk of Council from Legislative Agent James T. Benedict, Consultant, Vice President, Government Strategies Group, LLC, 700 Walnut Street, Suite 450, Cincinnati, Ohio 45202. (Duke Energy Corporation)

Status/Recommendations:

FILE

*** FILED

BUDGET AND FINANCE COMMITTEE

Item #: 201501184

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/2/2015, authorizing the City Manager to do all things necessary to cooperate with the Ohio Department of Transportation in order to complete the construction of the Duck Creek Connector in the Madisonville neighborhood, at an estimated total cost of approximately \$6.25 million, including entering into agreements with the Ohio Department of Transportation to provide the City's share of financing of up to \$1.0 million for preliminary engineering, right-of-way acquisition and construction costs and to make available City-owned property necessary for the project and entering into any and all ancillary agreements and documents associated with the project.

Status/Recommendations:

PASS EMERGENCY	
*** PASSED EMERGENCY	0295-2015
MS. MURRAY	Y
MR. SEELBACH	N
MS. SIMPSON	N
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	N
MR. FLYNN	Y
MR. MANN	Y

Item #: 201501187

ORDINANCE, submitted by Harry Black, City Manager, on 9/2/2015, authorizing the City Manager to apply for, accept, and appropriate a Produce Perks Grant in the amount of \$20,245.00 from the Haile Foundation, a non-profit organization, to increase accessibility, affordability, and consumption of healthful foods for low-income populations.

Status/Recommendations:

PASS	
*** PASSED	0292-2015

MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y

Item #: 201501188

ORDINANCE submitted by Harry Black, City Manager, on 9/2/2015,, authorizing the

City Manager to apply for, accept, and appropriate a Health Emergency Preparedness Grant (CFDA # 93.069) in the amount of \$410,792 from the State of

Ohio, Department of Health to support the planning and implementation of emergency preparedness involving Cities Readiness Initiative activities in

Southwest Ohio for the period July 1, 2015 - June 30, 2016.

Status/Recommendations:

PASS

*** PASSED 0293-2015

MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y

Item #: 201501189

ORDINANCE, submitted by Harry Black, City Manager, on 9/2/2015, authorizing the

City Manager to apply for, accept, and appropriate a grant of up to \$19,372.00

from Wholesome Wave, a non-profit organization, to provide funding to increase

the purchase of fruits and vegetables among low-income consumers receiving food

assistance by providing incentives at the point of purchase.

Status/Recommendations:

PASS

*** PASSED 0294-2015

MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y

MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y

Item #: 201501190

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/2/2015, authorizing the City Manager to accept and appropriate an Innovation Fund Grant in the amount of \$6,000.00 from the Urban Sustainability Director's Network to support a regional network including Cincinnati, Dayton, Columbus, Indianapolis, and others to disseminate and implement best practices in urban agriculture.

Status/Recommendations:

PASS EMERGENCY	
*** PASSED EMERGENCY	0296-2015
MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y

Item #: 201501243

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/10/2015, amending Ordinance 0009-2014 which was further amended by Ordinance 0160-2015 which authorized the issuance of bonds or notes in anticipation of such bonds, by the City of Cincinnati, Ohio in the principal amount of \$7,000,000 the proceeds of which would be used to make purchasing, installing and servicing energy cost savings equipment and related equipment and to provide other services for the purpose of achieving energy cost reductions within public buildings (the "Series 2015B Project").

Status/Recommendations:

PASS EMERGENCY	
*** PASSED EMERGENCY	0297-2015
MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y

MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y

Item #: 201501244

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/10/2015, providing for the issuance, sale and delivery of not to exceed \$1,000,000 of Special Assessment General Obligation Street Improvement Bonds (2016 CITIRAMA), or notes in anticipation thereof, of the City of Cincinnati, County of Hamilton, State of Ohio, for the purpose of financing certain improvements.

Status/Recommendations:

PASS EMERGENCY	
*** PASSED EMERGENCY	0301-2015
MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y

Item #: 201501247

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/10/2015, authorizing the transfer and appropriation of the sum of \$1,000,000 from the unappropriated surplus of Special Assessment Bond Fund 818 to the existing capital improvement program project account no. 980x162x161601, "Citirama."

Status/Recommendations:

PASS EMERGENCY	
*** PASSED EMERGENCY	0302-2015
MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y

MR. MANN

Y

Item #: 201501249

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/10/2015,

determining to proceed with improving Collegevue Place in College Hill by constructing an extension thereto and a new street, Gershom Avenue, intersecting said extension, together with curbs, water mains, storm and sanitary sewers, and other related improvements and of assessing certain lots

at the existing terminus of Collegevue Place for costs of those improvements in

accordance with Chapter 727 of the Ohio Revised Code.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0298-2015

MS. MURRAY Y

MR. SEELBACH Y

MS. SIMPSON Y

MR. SITTENFELD Y

MR. SMITHERMAN Y

MR. WINBURN Y

MR. YOUNG Y

MR. FLYNN Y

MR. MANN Y

Item #: 201501250

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/10/2015,

levying special assessments to pay costs of improving Collegevue Place by constructing an extension thereto and a new street, Gershom Avenue, intersecting said extension, together with curbs, water mains, storm and sanitary sewers, and other related improvements and any financing and administrative expenses in connection therewith.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0300-2015

MS. MURRAY Y

MR. SEELBACH Y

MS. SIMPSON Y

MR. SITTENFELD Y

MR. SMITHERMAN Y

MR. WINBURN Y

MR. YOUNG Y

MR. FLYNN Y

MR. MANN Y

Item #: 201501251

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 9/10/2015, declaring the improvements to the real property located at the terminus of Collegevue Place in the College Hill neighborhood of Cincinnati to be a public purpose and exempt from real property taxation for a period of time.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0299-2015

MS. MURRAY Y

MR. SEELBACH Y

MS. SIMPSON Y

MR. SITTENFELD Y

MR. SMITHERMAN Y

MR. WINBURN Y

MR. YOUNG Y

MR. FLYNN Y

MR. MANN Y

Item #: 201501264

ORDINANCE, (EMERGENCY), dated 09/03/2015, submitted by Mayor Cranley, from

Paula Boggs Muething, City Solicitor, AMENDING Article XV, "Retirement System,"

of the Administrative Code of the Cincinnati Municipal Code by modifying Section 1, "Board of Trustees," to expand the criteria of financial expertise

which qualifies an individual to serve on the Board of Trustees of the Cincinnati Retirement System.

*** Held

Status/Recommendations:

PASS EMERGENCY

*** HELD

Item #: 201501248

RESOLUTION (LEGISLATIVE) (EMERGENCY) submitted by Harry Black, City Manager, on

9/10/2015, declaring the necessity of improving Collegevue Place by constructing an extension thereto and a new street, Gershom Avenue, intersecting said extension, together with curbs, water mains, storm and sanitary sewers, and other related improvements and of assessing certain lots

at the existing terminus of Collegevue Place for costs of those improvements in

accordance with Chapter 727 of the Ohio Revised Code.

Status/Recommendations:

PASS EMERGENCY

*** PASSED EMERGENCY 0054-2015

MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y

LAW & PUBLIC SAFETY COMMITTEE

Item #: 201501195

MOTION, submitted by Councilmembers Seelbach, Young, Sittenfeld, Murray, Simpson, Flynn, Smitherman, Winburn and Vice Mayor Mann, WE MOVE that the Administration provide a report detailing the benefits to the Cincinnati Police

Department of reinstating the Cincinnati Mounted Patrol Division. This shall

include how a Mounted Patrol Division could have benefitted the City during the

Fountain Square incident in June of 2015, during the All-Star Game, and during

other major downtown events and functions. WE FURTHER MOVE that the Administration provide a report of the cost and timeline of reinstating the

Mounted Patrol Division of the Cincinnati Police Department for Fiscal Year

2017, taking into account the equipment that was kept from the previous Mounted

Patrol Division disbanded in 2012.

Status/Recommendations:

ADOPT

*** ADOPTED

MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y

Item #: 201501246

ORDINANCE submitted by Harry Black, City Manager, on 9/10/2015, authorizing the

operation of a BB gun shooting range interactive display, the operation of an

interactive archery display and performance of archery demonstrations, and the display of firearms as grand prizes of raffles from January 21, 2016 through January 24, 2016 during the 2016 Travel, Sports and Boat Show at the Duke Energy Convention Center; and further PERMITTING the possession, use, and discharge of BB guns, the possession use and discharge of a bow and arrow, and the possession of firearms in the Duke Energy Convention Center, notwithstanding the restrictions regarding possession and use of a deadly or dangerous weapon within any City building contained in Section 708-41 of the Cincinnati Municipal Code and the discharging of a dangerous weapon contained in Section 708-27 of the Cincinnati Municipal Code.

Status/Recommendations:

PASS

*** PASSED 0303-2015

MS. MURRAY	Y
MR. SEELBACH	N
MS. SIMPSON	Y
MR. SITTENFELD	Y
MR. SMITHERMAN	Y
MR. WINBURN	Y
MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	N

RULES & AUDIT COMMITTEE

Item #: 201501168

ORDINANCE, (EMERGENCY) submitted by Councilmember Kevin Flynn, 08/12/2015, TO

SUBMIT to the electors of the City of Cincinnati an amendment to the charter of the City of Cincinnati permitting the Council to hold executive sessions for the consideration of certain limited and specifically delineated matters, and to conduct all consideration of these matters in compliance with Ohio Revised

Code 121.22 (commonly known as "Ohio's Sunshine Law"), amending the first paragraph of Article II, "Legislative Power," Section 5.(B VERSION)

Status/Recommendations:

PASS EMERGENCY

*** VETOED

MR. YOUNG	Y
MR. FLYNN	Y
MR. MANN	Y

MS. MURRAY	Y
MR. SEELBACH	Y
MS. SIMPSON	Y
MR. SITTENFELD	N
MR. SMITHERMAN	N
MR. WINBURN	N

TRANSPORTATION & REGIONAL COOPERATION COMMITTEE

Item #: 201501072

REPORT, dated 8/5/2015, submitted by Harry Black, City Manager, regarding Transportation Issues. (SEE DOCUMENT #201401358 FOR COMMUNICATION)

Status/Recommendations:

APPROVE & FILE

*** APPROVED & FILED

Item #: 201501107

REPORT, dated 8/5/2015, submitted by Harry Black, City Manager, regarding Cincinnati Streetcar - May 2015.

Status/Recommendations:

APPROVE & FILE

*** APPROVED & FILED

Item #: 201501174

REPORT, dated 9/2/2015, submitted by Harry Black, City Manager, regarding Cincinnati Streetcar - June 2015.

Status/Recommendations:

APPROVE & FILE

*** APPROVED & FILED